

EXHIBIT 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE WESTERN DISTRICT OF OKLAHOMA
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4 PATRICK PETE STOVER, SHERI LYNN)
5 STOVER,)
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13 VIDEOTAPED DEPOSITION OF MICHAEL BERRYMAN
14 TAKEN ON BEHALF OF THE PLAINTIFFS
15 IN OKLAHOMA CITY, OKLAHOMA
16 ON AUGUST 31, 2018

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18 REPORTED BY: KAREN B. JOHNSON, CSR
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Michael Berryman

August 31, 2018

Page 2

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A P P E A R A N C E S

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3 For the Plaintiffs:

4

Michael D. McGrew
Matthew McGrew
Michael D. McGrew & Associates
400 North Walker, Suite 115
Oklahoma City, Oklahoma 73102
mcgrewslaw@yahoo.com

5

6

7

8 For the Defendant:

9

10 Lance Leffel
Gable Gotwals
11 211 North Robinson
One Leadership Square
12 15th Floor
Oklahoma City, Oklahoma 73102
13 lleffel@gablelaw.com

14

15 Also Present:

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Mary McGrew
Bruce Rodgers, Videographer

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Michael Berryman

August 31, 2018

Page 15

1 what additional work or task have you done
2 pertaining to either your deposition or the Stover
3 claim in general?

4 A Well, I'll just -- I'll try to recite
5 everything I can think of. Of course, I prepared
6 for the deposition, so that means I've gone back
7 through all the documents that I've been given.
8 Since that, since I wrote my report, I think some
9 depositions have been taken that had not been taken
10 before I wrote the report. So I've -- I've read
11 those once and then I've reviewed them again in
12 preparation for my deposition.

13 I've also done some work looking at the
14 2015 IRC building code. I have gone back through
15 some historical files that we have as a general
16 contractor to identify three projects where we were
17 involved in the restoration of tornado damaged homes
18 that were damaged and in large degree similar to
19 that of the Stover home.

20 Q Do you have those files with you?

21 A Yes.

22 Q I assume you brought it because you intend
23 to give them to me to look at or something?

24 A Sure.

25 Q And I'm going to guess it's to show that

Michael Berryman

August 31, 2018

Page 16

1 you went back and got supplements during the
2 process?

3 A No, I just thought it might be good. You
4 know, I've said in my report, as you know, that my
5 company has significant experience in tornado damage
6 restoration, and I thought it might be good to put
7 some pictures with some of the things that I said in
8 my report that I believe that the Stover home could
9 be restored, and I wanted to be able to show you and
10 a jury, as well, that there are projects that have
11 significant damage that maybe to a lay person don't
12 appear as though they could be restored when, in
13 fact, they can be and have been.

14 Q Well, you would agree that because
15 basically homes, residential homes are essentially
16 made out of -- I've heard it said before, sticks and
17 nails, there's no degree of damage that when it's
18 basically building components attached by nails or
19 screws that you couldn't disassemble and reassemble
20 with either similar parts or salvage some of them
21 out of the wreckage site, wouldn't you agree?

22 A Well, I don't think you can generalize.

23 Q Well, you certainly could, if there was
24 one wall standing and the rest was into a pile, if
25 one wanted to endeavor, they could go in by hand and

Michael Berryman

August 31, 2018

Page 106

1 sheathing greater than 13,000?

2 A Yes.

3 Q Now, the wood sheathing, could it have
4 been that, for instance, one way that wood sheathing
5 could have been in there is that Mr. Morgan
6 originally intended to take down the -- I don't
7 know, the stud walls on the exterior of the home and
8 that might account for that wood sheathing?

9 A No, that wouldn't account for it, because
10 it's a lot more than that, I mean, to me, it looks
11 like it's a -- just like I said here, inadvertently,
12 it's a keystroke error, because -- because the --
13 the degree that the sheathing is overestimated, I
14 would want to check this, but it would pay for that
15 floor on the second floor a number of times.

16 Q Okay. But what about the sheathing that
17 goes around the stud walls, for instance?

18 A According to our calculations, you could
19 put new sheathing all the way around this house and
20 the second floor and you'd still have -- you'd still
21 have sheathing left over considerably, like to the
22 tune of about maybe 7,000 sheathing left over,
23 that's what informs me that it's probably just a,
24 you know, a -- a clerical error, those occur from
25 time to time on -- on both sides, I mean, it's just